

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

BERT DALMAYER, *et al.*,

Plaintiffs,

v.

Case Number 08-12784-BC
Honorable Thomas L. Ludington

STATE OF MICHIGAN, *et al.*,

Defendants.

_____ /

ORDER DENYING PLAINTIFF BERT DALMAYER'S
"MOTION FOR RELIEF FROM AN ORDER"

On June 6, 2011, Plaintiff Bert Dalmayer filed a "motion for relief from an order" [Dkt. # 156]. Although it is not clear from the motion precisely what Plaintiff is seeking, he is presumably seeking relief from the judgment entered more than one year earlier on June 4, 2010. Under Federal Rule of Civil Procedure 60(b), a Court may grant relief from a final judgment more than a year after it has been entered only if the judgment is void, Fed. R. Civ. P. 60(b)(4); it has been satisfied, vacated, or is no longer equitable, Fed. R. Civ. P. 60(b)(5); or some other unusual or extreme situation justifies relief, Fed. R. Civ. P. 60(b)(6); *Olle v. Henry & Wright Corp.*, 910 F.2d 357, 365 (6th Cir. 1990). Plaintiff has not demonstrated the judgment is void, that it has been satisfied or vacated, or that it is no longer equitable. Nor has he identified an unusual or extreme situation that would otherwise justify relief.

Accordingly, it is **ORDERED** that Plaintiff's "motion for relief from an order" [Dkt. # 156] is **DENIED**.

s/Thomas L. Ludington
THOMAS L. LUDINGTON
United States District Judge

Dated: August 5, 2011

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney record herein by electronic means and upon the following individuals by first class U.S. mail on August 5, 2011.

Andrew Giebleyou
10311 W M-32
Herron, MI 49744

Ashley Hering
4679 Scott Rd.
Hubbard Lake, MI 49747

Bert Dalmayer
2294 Dault St.
Ossineke, MI 49766

Carla Ide
10311 W M-32
Herron, MI 49744

Don Lofdlahl
PO Box 733
Alpena, MI 49707

Lenny Maskell
1934 W Midland
Auburn, MI 48611

Lloyd Frey
3038 State St.
Ossineke, MI 49766

Loretta Udell
5715 King Settlement Rd.
Alpena, MI 49707

Mike Geddart, I
401 W Hubert Rd
Spruce, MI 48762

Mike Geddart, II
401 W Hubert Rd
Spruce, MI 48762

Philip Sheldon
1934 W Midland Rd.
Auburn, MI 48611

Robert Nolan
4679 Scott Rd
Hubbard Lake, MI 49747

Sam Hughes
204 Wabeek Rd.
Alpena, MI 49707

Sue Dalmayer
2294 Dault St.
Ossineke, MI 49766

s/Tracy A. Jacobs
TRACY A. JACOBS